

No. 26
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House Chamber, Lansing, Wednesday, March 28, 2001.

10:00 a.m.

The House was called to order by Associate Speaker Pro Tempore Julian.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was present.

Adamini—present	Garcia—excused	Lipsey—present	Sanborn—present
Allen—present	Garza—present	Lockwood—present	Schauer—present
Anderson—present	George—present	Mans—present	Schermesser—excused
Basham—present	Gielegthem—present	McConico—present	Scranton—e/d/s
Bernero—present	Gilbert—present	Mead—present	Shackleton—present
Birkholz—present	Godchaux—present	Meyer—present	Sheltrown—present
Bisbee—present	Gosselin—present	Middaugh—present	Shulman—present
Bishop—present	Hager—present	Minore—present	Spade—present
Bogardus—e/d/s	Hale—present	Mortimer—present	Stallworth—present
Bovin—present	Hansen—present	Murphy—present	Stamas—present
Bradstreet—present	Hardman—e/d/s	Neumann—present	Stewart—present
Brown, Bob—present	Hart—present	Newell—present	Switalski—present
Brown, Cameron—present	Howell—present	O’Neil—present	Tabor—present
Brown, Rich—present	Jacobs—present	Pappageorge—present	Thomas—present
Callahan—present	Jamnick—present	Patterson—present	Toy—present
Cassis—present	Jansen—present	Pestka—present	Vander Roest—present
Caul—present	Jelinek—present	Phillips—present	Vander Veen—present
Clark—present	Johnson, Rick—present	Plakas—present	Van Woerkom—present
Clarke—present	Johnson, Ruth—present	Pumford—present	Vear—present
Daniels—e/d/s	Julian—present	Quarles—present	Voorhees—present
Dennis—present	Kilpatrick—present	Raczkowski—present	Waters—present
DeRossett—present	Koetje—present	Reeves—present	Whitmer—present
DeVuyst—present	Kolb—present	Richardville—present	Williams—present
DeWeese—present	Kooiman—present	Richner—e/d/s	Wojno—present
Drolet—present	Kowall—present	Rison—present	Woodward—present
Ehardt—present	Kuipers—present	Rivet—present	Woronchak—present
Faunce—present	LaSata—present	Rocca—present	Zelenko—present
Frank—present	Lemmons—e/d/s		

e/d/s = entered during session

Father Bob Flickinger, Pastor of St. Catherine's of Sienna Church in Portage, offered the following invocation:

"As you begin your work today, may you once again be reminded of the great honor you have been given and the important responsibility you bear to serve well the people of the districts you have been elected to represent. You have been called to be public servants of the people and to merit the trust and confidence that has been placed in you. Your responsibilities are many and you are called upon to offer a vision and direction that will serve the diverse needs of the great people of the state of Michigan.

What you discuss and decide here are not just bills and legislative agendas. What you discuss and decide here changes lives, brings hope to the voiceless, creates jobs for the poor, protects the young and the elderly, provides educational opportunity for all, and provides an environment where we can all live now in dignity and find trust in the future. It is an awesome privilege you have and a heavy burden you carry.

Because what you do here in this chamber is so very important, I ask all of you to call upon the God of your choice or the source of guidance you lean upon to direct you and watch over you in this session you now begin. May you be guided to make good decisions. May your decisions be based upon that which is right, just, fair, and good. May the God of your choice bless your every effort here and bless your families, your loved ones, and bless the people of our great state of Michigan. Amen."

Rep. Jacobs moved that Rep. Schermesser be excused from today's session.
The motion prevailed.

Rep. Vander Roest moved that Rep. Garcia be excused from today's session.
The motion prevailed.

Rep. Vander Veen, under Rule 33, made the following statement:

"Mr. Speaker and members of the House:

I was absent from the Chamber when the vote was taken on Roll Call Nos. 52 and 53. Had I been present, I would have voted 'yea'."

Third Reading of Bills

House Bill No. 4257, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2002; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The bill was read a third time.

The question being on the passage of the bill,

Rep. Mead moved that consideration of the bill be postponed for the day.
The motion prevailed.

House Bill No. 4476, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," (MCL 205.51 to 205.78) by adding section 4aa.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 54

Yeas—89

Adamini
Allen
Anderson

Frank
Garza
George

McConico
Mead
Meyer

Schauer
Shackleton
Sheltrown

Basham	Gielegem	Middaugh	Spade
Bernero	Gilbert	Minore	Stallworth
Birkholz	Gosselin	Mortimer	Stamas
Bisbee	Hager	Murphy	Switalski
Bishop	Hale	Neumann	Tabor
Bovin	Hansen	Newell	Thomas
Bradstreet	Howell	O'Neil	Toy
Brown, B.	Jacobs	Pappageorge	Van Woerkom
Brown, C.	Jamnick	Patterson	Vander Roest
Brown, R.	Johnson, Rick	Pestka	Vander Veen
Callahan	Julian	Phillips	Vear
Cassis	Kilpatrick	Plakas	Voorhees
Caul	Kolb	Quarles	Waters
Clark, I.	Kooiman	Reeves	Whitmer
Clarke, H.	Kowall	Richardville	Williams
DeVuyst	Kuipers	Rison	Wojno
DeWeese	Lipsey	Rivet	Woodward
Drolet	Lockwood	Rocca	Woronchak
Ehardt	Mans	Sanborn	Zelenko
Faunce			

Nays—12

Dennis	Jansen	Koetje	Raczkowski
Godchaux	Jelinek	LaSata	Shulman
Hart	Johnson, Ruth	Pumford	Stewart

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Richardville moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Koetje, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

The bill caps the sales tax on natural gas and this cap may have a negative effect on school funding and a negative effect on K-12 budgeting. This may be unconstitutional and it also alters the Proposal A formula for funding K-12 education.”

Reps. Jelinek, Pumford and Hart, having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill No. 4476 because I question the constitutionality of these bills. I also object to the reallocation of sales tax funds that are constitutionally dedicated to the S.A.F. and the operation of public schools.”

Rep. Dennis, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4476 because I question the constitutionality of these bills. I also object to the reallocation of sales tax funds that are constitutionally dedicated to the School Aid Fund and the operation of public schools.”

Rep. Lemmons entered the House Chambers.

House Bill No. 4477, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," (MCL 205.91 to 205.111) by adding section 4w.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 55

Yeas—92

Adamini	Faunce	Lockwood	Rocca
Allen	Frank	Mans	Sanborn
Anderson	Garza	McConico	Schauer
Basham	George	Mead	Shackleton
Bernero	Gielegthem	Meyer	Sheltrown
Birkholz	Gilbert	Middaugh	Spade
Bisbee	Gosselin	Minore	Stallworth
Bishop	Hager	Mortimer	Stamas
Bovin	Hale	Murphy	Switalski
Bradstreet	Hansen	Neumann	Tabor
Brown, B.	Howell	Newell	Thomas
Brown, C.	Jacobs	O'Neil	Toy
Brown, R.	Jamnick	Pappageorge	Van Woerkom
Callahan	Johnson, Rick	Patterson	Vander Roest
Cassis	Julian	Pestka	Vander Veen
Caul	Kilpatrick	Phillips	Vear
Clark, I.	Koetje	Plakas	Voorhees
Clarke, H.	Kolb	Quarles	Waters
DeRossett	Kooiman	Rackowski	Williams
DeVuyst	Kowall	Reeves	Wojno
DeWeese	Kuipers	Richardville	Woodward
Drolet	Lemmons	Rison	Woronchak
Ehardt	Lipsey	Rivet	Zelenko

Nays—10

Dennis	Jansen	LaSata	Shulman
Godchaux	Jelinek	Pumford	Stewart
Hart	Johnson, Ruth		

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Jelinek and Pumford, having reserved the right to explain their protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

I voted no on House Bill No. 4477 because I question the constitutionality of these bills. I also object to the reallocation of sales tax funds that are constitutionally dedicated to the S.A.F. and the operation of public schools."

Rep. Dennis, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4477 because I question the constitutionality of these bills. I also object to the reallocation of sales tax funds that are constitutionally dedicated to the School Aid Fund and the operation of public schools.”

House Bill No. 4478, entitled

A bill to levy a replacement energy tax on the price of natural gas; to provide for the administration and collection of the replacement energy tax revenues; and to provide for the disposition of revenues.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 56

Yeas—95

Adamini	Frank	Mans	Schauer
Allen	Garza	McConico	Shackleton
Anderson	George	Mead	Sheltrown
Basham	Gielegthem	Meyer	Shulman
Bernero	Gilbert	Middaugh	Spade
Birkholz	Gosselin	Minore	Stallworth
Bisbee	Hager	Mortimer	Stamas
Bishop	Hale	Murphy	Switalski
Bovin	Hansen	Neumann	Tabor
Bradstreet	Howell	Newell	Thomas
Brown, B.	Jacobs	O’Neil	Toy
Brown, C.	Jamnick	Pappageorge	Van Woerkom
Brown, R.	Johnson, Rick	Patterson	Vander Roest
Callahan	Julian	Pestka	Vander Veen
Cassis	Kilpatrick	Phillips	Vear
Caul	Koetje	Plakas	Voorhees
Clark, I.	Kolb	Quarles	Waters
Clarke, H.	Kooiman	Raczkowski	Whitmer
DeRossett	Kowall	Reeves	Williams
DeVuyst	Kuipers	Richardville	Wojno
DeWeese	LaSata	Rison	Woodward
Drolet	Lemmons	Rivet	Woronchak
Ehardt	Lipsev	Rocca	Zelenko
Faunce	Lockwood	Sanborn	

Nays—8

Dennis	Hart	Jelinek	Pumford
Godchaux	Jansen	Johnson, Ruth	Stewart

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Jelinek, Pumford, and Stewart having reserved the right to explain their protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill No. 4478 because I question the constitutionality of these bills. I also object to the reallocation of sales tax funds that are constitutionally dedicated to the S.A.F. and the operation of public schools.”

Rep. Dennis, having reserved the right to explain her protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on House Bill 4478 because I question the constitutionality of these bills. I also object to the reallocation of sales tax funds that are constitutionally dedicated to the School Aid Fund and the operation of public schools.”

House Bill No. 4484, entitled

A bill to amend 1939 PA 3, entitled “An act to provide for the regulation and control of public utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” by amending section 10t (MCL 460.10t), as added by 2000 PA 141.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 57

Yeas—102

Adamini	Garza	Lipsey	Sanborn
Allen	George	Lockwood	Schauer
Anderson	Gielegem	Mans	Shackleton
Basham	Gilbert	McConico	Sheltrown
Bernero	Godchaux	Mead	Shulman
Birkholz	Gosselin	Meyer	Spade
Bisbee	Hager	Middaugh	Stallworth
Bishop	Hale	Minore	Stamas
Bovin	Hansen	Mortimer	Stewart
Bradstreet	Hart	Murphy	Switalski
Brown, B.	Howell	Neumann	Tabor
Brown, C.	Jacobs	Newell	Thomas
Brown, R.	Jamnick	O’Neil	Toy
Callahan	Jansen	Pappageorge	Van Woerkom
Cassis	Jelinek	Patterson	Vander Roest
Caul	Johnson, Rick	Pestka	Vander Veen
Clark, I.	Johnson, Ruth	Phillips	Vear
Clarke, H.	Julian	Plakas	Voorhees
Dennis	Kilpatrick	Pumford	Waters
DeRossett	Koetje	Rackowski	Whitmer
DeVuyst	Kolb	Reeves	Williams
DeWeese	Kooiman	Richardville	Wojno
Drolet	Kowall	Rison	Woodward
Ehardt	Kuipers	Rivet	Woronchak
Faunce	LaSata	Rocca	Zelenko
Frank	Lemmons		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4485, entitled

A bill to amend 1939 PA 3, entitled “An act to provide for the regulation and control of public utilities and other services affected with a public interest within this state; to provide for alternative energy suppliers; to provide for licensing; to include municipally owned utilities and other providers of energy under certain provisions of this act; to create a public service commission and to prescribe and define its powers and duties; to abolish the Michigan public utilities commission and to confer the powers and duties vested by law on the public service commission; to provide for the continuance, transfer, and completion of certain matters and proceedings; to abolish automatic adjustment clauses; to prohibit certain rate increases without notice and hearing; to qualify residential energy conservation programs permitted under state law for certain federal exemption; to create a fund; to provide for a restructuring of the manner in which energy is provided in this state; to encourage the utilization of resource recovery facilities; to prohibit certain acts and practices of providers of energy; to allow for the securitization of stranded costs; to reduce rates; to provide for appeals; to provide appropriations; to declare the effect and purpose of this act; to prescribe remedies and penalties; and to repeal acts and parts of acts,” (MCL 460.1 to 460.10cc) by adding section 9.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 58**Yeas—99**

Adamini	Garza	Lipsey	Schauer
Allen	George	Lockwood	Shackleton
Anderson	Gielegghem	Mans	Sheltrown
Bernero	Gilbert	McConico	Shulman
Birkholz	Godchaux	Mead	Spade
Bisbee	Gosselin	Meyer	Stallworth
Bishop	Hager	Middaugh	Stamas
Bovin	Hale	Minore	Stewart
Bradstreet	Hansen	Mortimer	Switalski
Brown, B.	Hart	Murphy	Tabor
Brown, C.	Howell	Neumann	Thomas
Brown, R.	Jacobs	Newell	Toy
Callahan	Jamnick	O’Neil	Van Woerkom
Cassis	Jansen	Pappageorge	Vander Roest
Caul	Jelinek	Patterson	Vander Veen
Clark, I.	Johnson, Rick	Pestka	Vear
Clarke, H.	Johnson, Ruth	Phillips	Voorhees
Dennis	Julian	Pumford	Waters
DeRossett	Koetje	Quarles	Whitmer
DeVuyst	Kolb	Rackowski	Williams
DeWeese	Kooiman	Reeves	Wojno
Drolet	Kowall	Richardville	Woodward
Ehardt	Kuipers	Rivet	Woronchak
Faunce	LaSata	Rocca	Zelenko
Frank	Lemmons	Sanborn	

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.
 Rep. Patterson moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Hardman and Scranton entered the House Chambers.

House Bill No. 4411, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," by amending section 527a (MCL 206.527a), as amended by 1996 PA 484.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 59

Yeas—103

Adamini	Garza	Lockwood	Schauer
Allen	George	Mans	Scranton
Anderson	Gielegghem	McConico	Shackleton
Basham	Gilbert	Mead	Sheltrown
Bernero	Gosselin	Meyer	Shulman
Birkholz	Hager	Middaugh	Spade
Bisbee	Hale	Minore	Stallworth
Bishop	Hansen	Mortimer	Stamas
Bovin	Hardman	Murphy	Stewart
Bradstreet	Hart	Neumann	Switalski
Brown, B.	Howell	Newell	Tabor
Brown, C.	Jacobs	O'Neil	Thomas
Brown, R.	Jamnick	Pappageorge	Toy
Callahan	Jansen	Patterson	Van Woerkom
Cassis	Jelinek	Pestka	Vander Roest
Caul	Johnson, Rick	Phillips	Vander Veen
Clark, I.	Johnson, Ruth	Plakas	Vear
Clarke, H.	Julian	Pumford	Voorhees
Dennis	Koetje	Quarles	Waters
DeRossett	Kolb	Rackowski	Whitmer
DeVuyst	Kooiman	Reeves	Williams
DeWeese	Kowall	Richardville	Wojno
Drolet	Kuipers	Rison	Woodward
Ehardt	LaSata	Rivet	Woronchak
Faunce	Lemmons	Rocca	Zelenko
Frank	Lipsey	Sanborn	

Nays—1

Godchaux

In The Chair: Julian

The House agreed to the title of the bill.
 Rep. Patterson moved that the bill be given immediate effect.
 The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4479, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” (MCL 206.1 to 206.532) by adding section 269.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 60**Yeas—102**

Adamini	George	Mans	Schauer
Allen	Gielegghem	McConico	Scranton
Anderson	Gilbert	Mead	Shackleton
Basham	Godchaux	Meyer	Sheltrown
Bernero	Gosselin	Middaugh	Shulman
Birkholz	Hager	Minore	Spade
Bisbee	Hale	Mortimer	Stallworth
Bishop	Hansen	Murphy	Stamas
Bradstreet	Hardman	Neumann	Stewart
Brown, B.	Hart	Newell	Switalski
Brown, C.	Howell	O’Neil	Tabor
Brown, R.	Jacobs	Pappageorge	Thomas
Callahan	Jamnick	Patterson	Toy
Cassis	Jelinek	Pestka	Van Woerkom
Caul	Johnson, Rick	Phillips	Vander Roest
Clark, I.	Johnson, Ruth	Plakas	Vander Veen
Clarke, H.	Julian	Pumford	Vear
Dennis	Kilpatrick	Quarles	Voorhees
DeRossett	Kolb	Raczkowski	Waters
DeVuyst	Kooiman	Reeves	Whitmer
DeWeese	Kowall	Richardville	Williams
Drolet	Kuipers	Rison	Wojno
Ehardt	LaSata	Rivet	Woodward
Faunce	Lemmons	Rocca	Woronchak
Frank	Lipsey	Sanborn	Zelenko
Garza	Lockwood		

Nays—2

Jansen

Koetje

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4480, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 527a (MCL 206.527a), as amended by 1996 PA 484.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 61**Yeas—100**

Adamini	George	Lipsey	Schauer
Allen	Gielegghem	Lockwood	Scranton

Anderson	Gilbert	Mans	Shackleton
Basham	Gosselin	McConico	Sheltrown
Bernero	Hager	Mead	Shulman
Birkholz	Hale	Meyer	Spade
Bisbee	Hansen	Middaugh	Stallworth
Bishop	Hardman	Mortimer	Stamas
Bradstreet	Hart	Murphy	Stewart
Brown, B.	Howell	Neumann	Switalski
Brown, C.	Jacobs	Newell	Tabor
Brown, R.	Jamnick	O'Neil	Thomas
Callahan	Jansen	Pappageorge	Toy
Cassis	Jelinek	Patterson	Van Woerkom
Caul	Johnson, Rick	Pestka	Vander Roest
Clark, I.	Johnson, Ruth	Phillips	Vander Veen
Clarke, H.	Julian	Plakas	Vear
Dennis	Kilpatrick	Pumford	Voorhees
DeRossett	Koetje	Rackowski	Waters
DeVuyst	Kolb	Reeves	Whitmer
DeWeese	Kooiman	Richardville	Williams
Drolet	Kowall	Rison	Wojno
Ehardt	Kuipers	Rivet	Woodward
Faunce	LaSata	Rocca	Woronchak
Frank	Lemmons	Sanborn	Zelenko

Nays—2

Godchaux

Minore

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Basham, Bernero, Bisbee, Cameron Brown, Callahan, Cassis, Clarke, DeRossett, DeWeese, Drolet, Ehardt, George, Hager, Hansen, Hardman, Jacobs, Jansen, Jelinek, Ruth Johnson, Koetje, Kolb, Kowall, Lipsey, Mans, McConico, Mead, Murphy, Neumann, Newell, Pestka, Phillips, Plakas, Pumford, Spade, Stallworth, Stewart, Switalski, Williams and Zelenko were named co-sponsors of the bill.

Rep. Minore, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

My no vote on HB 4480 represents a token ‘no’ on the home heating package. As a whole, the package is a small, but inadequate step in the right direction. The expansion of the credit to those at 125% of poverty level is commendable, but it really needs to go to 150%. Combined with tax credits that ostensibly would serve ‘the poor’ but really don’t; I offer my token no to demonstrate concern about a package that I consider very good politics—but inadequate as it pertains to good public policy.”

House Bill No. 4481, entitled

A bill to amend 1967 PA 281, entitled “Income tax act of 1967,” by amending section 527a (MCL 206.527a), as amended by 1996 PA 484.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 62**Yeas—102**

Adamini	George	Mans	Schauer
Allen	Gielegthem	McConico	Scranton
Anderson	Gilbert	Mead	Shackleton
Basham	Gosselin	Meyer	Sheltrown
Bernero	Hager	Middaugh	Shulman
Birkholz	Hale	Minore	Spade
Bisbee	Hansen	Mortimer	Stallworth
Bishop	Hardman	Murphy	Stamas
Bradstreet	Hart	Neumann	Stewart
Brown, B.	Howell	Newell	Switalski
Brown, C.	Jacobs	O'Neil	Tabor
Brown, R.	Jamnick	Pappageorge	Thomas
Callahan	Jelinek	Patterson	Toy
Cassis	Johnson, Rick	Pestka	Van Woerkom
Caul	Johnson, Ruth	Phillips	Vander Roest
Clark, I.	Julian	Plakas	Vander Veen
Clarke, H.	Kilpatrick	Pumford	Vear
Dennis	Koetje	Quarles	Voorhees
DeRossett	Kolb	Raczkowski	Waters
DeVuyst	Kooiman	Reeves	Whitmer
DeWeese	Kowall	Richardville	Williams
Drolet	Kuipers	Rison	Wojno
Ehardt	LaSata	Rivet	Woodward
Faunce	Lemmons	Rocca	Woronchak
Frank	Lipsey	Sanborn	Zelenko
Garza	Lockwood		

Nays—1

Jansen

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4482, entitled

A bill to amend 1967 PA 281, entitled "Income tax act of 1967," (MCL 206.1 to 206.532) by adding section 438.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 63**Yeas—101**

Adamini	Gielegthem	Mans	Schauer
Allen	Gilbert	McConico	Scranton
Anderson	Gosselin	Mead	Shackleton
Basham	Hager	Meyer	Sheltrown
Bernero	Hale	Middaugh	Shulman
Birkholz	Hansen	Minore	Spade

Bisbee	Hardman	Mortimer	Stallworth
Bishop	Hart	Murphy	Stamas
Bradstreet	Howell	Neumann	Stewart
Brown, B.	Jacobs	Newell	Switalski
Brown, C.	Jansen	O'Neil	Tabor
Brown, R.	Jelinek	Pappageorge	Thomas
Callahan	Johnson, Rick	Patterson	Toy
Cassis	Johnson, Ruth	Pestka	Van Woerkom
Caul	Julian	Phillips	Vander Roest
Clark, I.	Kilpatrick	Plakas	Vander Veen
Clarke, H.	Koetje	Pumford	Vear
DeRossett	Kolb	Quarles	Voorhees
DeVuyst	Kooiman	Raczkowski	Waters
DeWeese	Kowall	Reeves	Whitmer
Drolet	Kuipers	Richardville	Williams
Ehardt	LaSata	Rison	Wojno
Faunce	Lemmons	Rivet	Woodward
Frank	Lipsev	Rocca	Woronchak
Garza	Lockwood	Sanborn	Zelenko
George			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Jacobs moved that Rep. Bovin be excused from the balance of today's session.

The motion prevailed.

Rep. Clark moved that Rep. Dennis be excused temporarily from today's session.

The motion prevailed.

House Bill No. 4483, entitled

A bill to establish the state home heating credit fund in the department of treasury; and to provide certain powers and duties of the department of treasury with respect to the home heating credit fund.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 64

Yeas—100

Adamini	George	Lockwood	Sanborn
Allen	Gielegthem	Mans	Schauer
Anderson	Gilbert	McConico	Scranton
Basham	Gosselin	Mead	Shackleton
Bernero	Hager	Meyer	Sheltrown
Birkholz	Hale	Middaugh	Shulman
Bisbee	Hansen	Minore	Spade

Bishop	Hardman	Mortimer	Stallworth
Bradstreet	Hart	Murphy	Stamas
Brown, B.	Howell	Neumann	Stewart
Brown, C.	Jacobs	Newell	Switalski
Brown, R.	Jamnick	O'Neil	Tabor
Callahan	Jansen	Pappageorge	Thomas
Cassis	Jelinek	Patterson	Toy
Caul	Johnson, Rick	Pestka	Van Woerkom
Clark, I.	Johnson, Ruth	Phillips	Vander Roest
Clarke, H.	Julian	Plakas	Vander Veen
DeRossett	Koetje	Pumford	Vear
DeVuyst	Kolb	Quarles	Voorhees
DeWeese	Kooiman	Raczkowski	Waters
Drolet	Kowall	Reeves	Whitmer
Ehardt	Kuipers	Richardville	Williams
Faunce	LaSata	Rison	Wojno
Frank	Lemmons	Rivet	Woronchak
Garza	Lipsev	Rocca	Zelenko

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Rep. Vander Roest moved that Rep. Ehardt be excused temporarily from today's session.

The motion prevailed.

House Bill No. 4345, entitled

A bill to amend 1978 PA 368, entitled "Public health code," by amending section 21773 (MCL 333.21773).

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 65**Yeas—101**

Adamini	Gilbert	Lockwood	Schauer
Allen	Godchaux	Mans	Scranton
Anderson	Gosselin	McConico	Shackleton
Basham	Hager	Mead	Sheltrown
Bernero	Hale	Meyer	Shulman
Birkholz	Hansen	Middaugh	Spade
Bisbee	Hardman	Minore	Stallworth
Bishop	Hart	Mortimer	Stamas
Bradstreet	Howell	Murphy	Stewart
Brown, B.	Jacobs	Neumann	Switalski
Brown, C.	Jamnick	Newell	Tabor
Brown, R.	Jansen	O'Neil	Thomas
Callahan	Jelinek	Pappageorge	Toy

Cassis	Johnson, Rick	Patterson	Van Woerkom
Caul	Johnson, Ruth	Pestka	Vander Roest
Clark, I.	Julian	Phillips	Vander Veen
Clarke, H.	Kilpatrick	Plakas	Vear
Dennis	Koetje	Pumford	Voorhees
DeRossett	Kolb	Raczkowski	Waters
DeVuyst	Kooiman	Reeves	Whitmer
DeWeese	Kowall	Richardville	Williams
Faunce	Kuipers	Rison	Wojno
Frank	LaSata	Rivet	Woodward
Garza	Lemmons	Rocca	Woronchak
George	Lipsey	Sanborn	Zelenko
Gielegghem			

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

House Bill No. 4451, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21769.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 66**Yeas—102**

Adamini	George	Lockwood	Schauer
Allen	Gielegghem	Mans	Scranton
Anderson	Gilbert	McConico	Shackleton
Basham	Godchaux	Mead	Sheltrown
Bernero	Gosselin	Meyer	Shulman
Birkholz	Hager	Middaugh	Spade
Bisbee	Hale	Minore	Stallworth
Bishop	Hansen	Mortimer	Stamas
Bradstreet	Hardman	Murphy	Stewart
Brown, B.	Hart	Neumann	Switalski
Brown, C.	Howell	Newell	Tabor
Brown, R.	Jacobs	O'Neil	Thomas
Callahan	Jamnick	Pappageorge	Toy
Cassis	Jansen	Patterson	Van Woerkom
Caul	Jelinek	Pestka	Vander Roest
Clark, I.	Johnson, Rick	Phillips	Vander Veen
Clarke, H.	Johnson, Ruth	Plakas	Vear
Dennis	Julian	Pumford	Voorhees
DeRossett	Koetje	Quarles	Waters
DeVuyst	Kolb	Raczkowski	Whitmer
DeWeese	Kooiman	Reeves	Williams
Drolet	Kowall	Richardville	Wojno
Ehardt	Kuipers	Rivet	Woodward
Faunce	LaSata	Rocca	Woronchak
Frank	Lemmons	Sanborn	Zelenko
Garza	Lipsey		

Nays—0

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Patterson moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Reps. Allen, Anderson, Basham, Bernero, Bisbee, Cameron Brown, Cassis, Caul, Clarke, DeWeese, Drolet, Ehardt, Faunce, Garza, Gosselin, Hager, Hansen, Hardman, Ruth Johnson, Kowall, Mead, Meyer, Middaugh, Mortimer, Murphy, Newell, Pappageorge, Patterson, Pumford, Reeves, Rocca, Sanborn, Shackleton, Shulman, Stewart, Vander Roest, Vander Veen, Vear, Wojno and Zelenko were named co-sponsors of the bill.

By unanimous consent the House returned to the order of

Motions and Resolutions

Reps. Garza, DeWeese, Hansen, Ehardt, Richardville, Spade, Gielegheem, Thomas, Callahan, Wojno, DeRossett, Dennis, Sheltroun, Jacobs, Hale, Bovin, Kilpatrick, Woodward, Adamini, Faunce, Clark, Schauer, Lipsey, Rich Brown, Minore, Kolb, Jamnick, Clarke, Anderson, Birkholz, Toy, Reeves and Hardman offered the following resolution:

House Resolution No. 67.

A resolution to commemorate the birthday of Cesar E. Chavez.

Whereas, Cesar E. Chavez was born March 31, 1927, on a small farm near Yuma, Arizona, and died on April 23, 1993; and

Whereas, Numerous holidays, schools, parks, libraries, and other structures and events have been named after Cesar E. Chavez, internationally and in California, New York, Michigan, Indiana, Oklahoma, Arizona, Illinois, Minnesota, Colorado, New Mexico, Massachusetts, Texas, and Hawaii, with many more planned; and

Whereas, Cesar E. Chavez was a recipient of the Martin Luther King, Jr., Peace Prize during his lifetime and was awarded the Presidential Medal of Freedom by President Clinton on August 8, 1994; and

Whereas, The grandson of a Mexican immigrant and settler, he grew up working with migrant farm workers, himself picking grapes, melons, beans, and other staple crops at low wages and for long hours, during which time he developed a strong work ethic and respect for the farm workers his father called ‘the children of God’; and

Whereas, At the age of 18, Cesar E. Chavez entered the United States Navy and served his country with distinction for 2 years; and

Whereas, As early as 1949, Cesar E. Chavez committed himself to organizing farm workers to campaign for safe and fair working conditions, reasonable wages, decent housing, and the outlawing of child labor; and

Whereas, In 1962, Cesar E. Chavez founded the National Farm Workers Association, predecessor of the United Farm Workers of America, which brought hope to farm workers that they might one day realize the basic protections and workers’ rights to which all Americans aspire; and

Whereas, Through his commitment to nonviolence, Cesar E. Chavez brought dignity and respect to the farm workers who organized themselves, and became an inspiration and a resource to other Americans and people engaged in human rights struggles throughout the world; and

Whereas, Cesar E. Chavez was an advocate for nonviolence at a time when violence penetrated every level of our society; and

Whereas, Cesar E. Chavez and his family also dedicated themselves to the education of farm workers’ children through migrant schools, many of whom graduated and worked as teachers, doctors, nurses, and in other professional occupations; and

Whereas, The legacy of Cesar E. Chavez includes healthy working conditions that yield uncontaminated food for America’s tables and the enforcement of employer sanctions for those who hire illegal immigrants; and

Whereas, Cesar E. Chavez’s influence extends far beyond agriculture and provides inspiration for those working to better human rights through his example of organizing voter registration drives in urban and farm areas, initiating complaints against mistreatment by police and welfare officials, and empowering everyday workers to seek advancement in education and politics; and

Whereas, Cesar E. Chavez lived alongside his campesino brothers and sisters in humble surroundings and upon his passing was laid to rest where he lived and worked for 23 years on the grounds of the headquarters of the United Farm Workers of America, known as Nuestra Senora de La Paz (Our Lady of Peace), located in the Tehachapi Mountains at Keene, California: now, therefore, be it

Resolved by the House of Representatives, That Cesar E. Chavez be honored for his tireless commitment to improve the plight of farm workers and the poor throughout the United States and for the inspiration his heroic efforts gave to so many Americans to work nonviolently for justice in their communities and that a Federal holiday be recognized throughout the United States, and that all Americans be encouraged to commit themselves to working for justice through nonviolence in their communities and remind themselves of the work of the people who put food on the tables of America.

Pending the reference of the resolution to a committee,

Rep. Patterson moved that Rule 77 be suspended and the resolution be considered at this time.

The motion prevailed, 3/5 of the members present voting therefor.

The question being on the adoption of the resolution,

The resolution was adopted.

Reports of Standing Committees

The Committee on House Oversight and Operations, by Rep. Patterson, Chair, reported

House Resolution No. 63.

A resolution to memorialize the Congress of the United States to investigate airfare pricing, especially in markets where mergers have eroded competition.

(For text of resolution, see House Journal No. 24, p. 304.)

With the recommendation that the resolution be adopted.

The Speaker announced that under Rule 77 the resolution would lie over one day.

Favorable Roll Call

HR 63 To Report Out:

Yeas: Reps. Patterson, Kuipers, Jacobs, Lipsey,

Nays: None.

The Committee on House Oversight and Operations, by Rep. Patterson, Chair, reported

House Concurrent Resolution No. 20.

A concurrent resolution to memorialize the Congress of the United States to investigate airfare pricing, especially in markets where mergers have eroded competition.

(For text of resolution, see House Journal No. 24, p. 304.)

With the recommendation that the concurrent resolution be adopted.

The Speaker announced that under Rule 77 the concurrent resolution would lie over one day.

Favorable Roll Call

HCR 20 To Report Out:

Yeas: Reps. Patterson, Kuipers, Jacobs, Lipsey,

Nays: None.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Patterson, Chair of the Committee on House Oversight and Operations, was received and read:

Meeting held on: Wednesday, March 28, 2001, at 8:00 a.m.,

Present: Reps. Patterson, Kuipers, Jacobs, Lipsey,

Absent: Rep. Howell,

Excused: Rep. Howell.

The Committee on Tax Policy, by Rep. Cassis, Chair, reported

House Bill No. 4454, entitled

A bill to repeal 1987 PA 248, entitled "Airport parking tax act," (MCL 207.371 to 207.383).

Without amendment and with the recommendation that the bill pass.

The bill was referred to the order of Second Reading of Bills.

Favorable Roll Call

HB 4454 To Report Out:

Yeas: Reps. Cassis, Vear, Birkholz, Faunce, Gosselin, Kowall, Meyer, Newell, Richardville, Woronchak, Bob Brown,

Nays: Reps. Quarles, Basham, Hale, Minore, O'Neil.

COMMITTEE ATTENDANCE REPORT

The following report, submitted by Rep. Cassis, Chair of the Committee on Tax Policy, was received and read:

Meeting held on: Wednesday, March 28, 2001, at 9:00 a.m.,

Present: Reps. Cassis, Vear, Birkholz, Faunce, Gosselin, Kowall, Meyer, Newell, Richardville, Woronchak, Quarles, Basham, Bob Brown, Hale, Minore, O'Neil, Wojno.

Communications from State Officers

The following communication from the Department of State was received and read:

March 13, 2001

Enclosed is a corrected copy of the Conviction Disposition Summary for your 1999 Alcohol Audit. Thank you for your assistance.

Sincerely,
Peggy Leece
Court Liaison

The communication was referred to the Clerk.

The following communications from the Department of Management and Budget were received and read:

March 26, 2001

I am pleased to present to you with a copy of the Annual Report for the Michigan Public School Employees Retirement System, the State Employees Retirement System, the State Police Retirement System and the Judges Retirement System for the fiscal year ending September 30, 2000.

If I can provide further information, please let me know.

March 26, 2001

Pursuant to section 38(1) of Act No. 240 of the Public Acts of 1943, I am hereby submitting to the legislature the actuarial valuation for the State Employees' Retirement System for the fiscal year ended September 30, 2000. This transmittal conforms to the requirement of section 38(1).

Sincerely,
Duane E. Berger
Acting Director

The communications were referred to the Clerk.

Introduction of Bills

Rep. Mead introduced

House Bill No. 4538, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 82110 (MCL 324.82110), as added by 1995 PA 58.

The bill was read a first time by its title and referred to the Committee on Conservation and Outdoor Recreation.

Reps. Bernero, Murphy, Whitmer, Plakas, Spade and Waters introduced

House Bill No. 4539, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 411t. The bill was read a first time by its title and referred to the Committee on Commerce.

Reps. Kowall, Patterson, Basham, Minore, Richardville, O'Neil, Sanborn, Meyer, Bishop, Vear, Woronchak, Ehardt, Faunce, Scranton, Vander Veen, Gilbert, Richner, Stewart and Daniels introduced

House Bill No. 4540, entitled

A bill to amend 1933 PA 167, entitled "General sales tax act," by amending section 17 (MCL 205.67), as amended by 2000 PA 242.

The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Rep. Gilbert introduced

House Bill No. 4541, entitled

A bill to amend 1976 PA 451, entitled "The revised school code," by amending section 1233 (MCL 380.1233), as amended by 2000 PA 288.

The bill was read a first time by its title and referred to the Committee on Education.

Reps. Spade, Wojno, Bovin, Adamini, Rich Brown and Richardville introduced

House Bill No. 4542, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 675 (MCL 257.675), as amended by 1999 PA 34.

The bill was read a first time by its title and referred to the Committee on Health Policy.

Rep. Bisbee introduced

House Bill No. 4543, entitled

A bill to amend 1937 PA 94, entitled "Use tax act," by amending section 2 (MCL 205.92), as amended by 2000 PA 391. The bill was read a first time by its title and referred to the Committee on Tax Policy.

Reps. Switalski, Adamini, Wojno, Spade, Raczkowski, Jacobs, Pestka, Sheltroun, Gielegghem, Rivet, Jamnick, Woodward, Garza, Kolb, Bovin, Schermesser, Scranton, Jelinek, Rocca and Anderson introduced

House Bill No. 4544, entitled

A bill to amend 1949 PA 300, entitled "Michigan vehicle code," by amending section 907 (MCL 257.907), as amended by 1998 PA 103.

The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. Switalski, Adamini, Raczkowski, Jacobs, Gielegghem, Rivet, Jamnick, Woodward, Garza, Kolb, Bovin, Schermesser, Scranton and Lockwood introduced

House Bill No. 4545, entitled

A bill to amend 1951 PA 51, entitled "An act to provide for the classification of all public roads, streets, and highways in this state, and for the revision of that classification and for additions to and deletions from each classification; to set up and establish the Michigan transportation fund; to provide for the deposits in the Michigan transportation fund of specific taxes on motor vehicles and motor vehicle fuels; to provide for the allocation of funds from the Michigan transportation fund and the use and administration of the fund for transportation purposes; to set up and establish the truck safety fund; to provide for the allocation of funds from the truck safety fund and administration of the fund for truck safety purposes; to set up and establish the Michigan truck safety commission; to establish certain standards for road contracts for certain businesses; to provide for the continuing review of transportation needs within the state; to authorize the state transportation commission, counties, cities, and villages to borrow money, issue bonds, and make pledges of funds for transportation purposes; to authorize counties to advance funds for the payment of deficiencies necessary for the payment of bonds issued under this act; to provide for the limitations, payment, retirement, and security of the bonds and pledges; to provide for appropriations and tax levies by counties and townships for county roads; to authorize contributions by townships for county roads; to provide for the establishment and administration of the state trunk line fund, critical bridge fund, comprehensive transportation fund, and certain other funds; to provide for the deposits in the state trunk line fund, critical bridge fund, comprehensive transportation

fund, and certain other funds of money raised by specific taxes and fees; to provide for definitions of public transportation functions and criteria; to define the purposes for which Michigan transportation funds may be allocated; to provide for Michigan transportation fund grants; to provide for review and approval of transportation programs; to provide for submission of annual legislative requests and reports; to provide for the establishment and functions of certain advisory entities; to provide for conditions for grants; to provide for the issuance of bonds and notes for transportation purposes; to provide for the powers and duties of certain state and local agencies and officials; to provide for the making of loans for transportation purposes by the state transportation department and for the receipt and repayment by local units and agencies of those loans from certain specified sources; and to repeal acts and parts of acts,” by amending sections 1c, 11, 12, and 13 (MCL 247.651c, 247.661, 247.662, and 247.663), section 1c as amended by 1982 PA 438, section 11 as amended by 2000 PA 188, section 12 as amended by 1997 PA 79, and section 13 as amended by 1999 PA 54.

The bill was read a first time by its title and referred to the Committee on Transportation.

Reps. Hart, Scranton, Bernero, Tabor, Bogardus, Schauer, Ruth Johnson, Jelinek, Vander Veen, Kooiman, Kuipers, Pappageorge, Waters, Caul, Bisbee, Van Woerkom, Bradstreet, Voorhees, Rivet, Richner, Kowall, Minore, George, DeVuyst, O’Neil, Jansen, Stamas and Birkholz introduced

House Bill No. 4546, entitled

A bill to amend 1970 PA 91, entitled “Child custody act of 1970,” by amending sections 2 and 5 (MCL 722.22 and 722.25), section 2 as amended by 1999 PA 156 and section 5 as amended by 1993 PA 259.

The bill was read a first time by its title and referred to the Committee on Civil Law and the Judiciary.

Rep. Daniels entered the House Chambers.

Quorum Call

Rep. Patterson questioned the presence of a quorum and moved that the roll be called and printed in the Journal.

The motion prevailed.

The roll was called and the Clerk announced that a quorum was present.

The following is the roll call:

Roll Call No. 67

Yeas—95

Adamini	Gielegheem	McConico	Shackleton
Allen	Gilbert	Mead	Sheltrown
Anderson	Godchaux	Meyer	Shulman
Basham	Gosselin	Middaugh	Spade
Bernero	Hager	Minore	Stallworth
Birkholz	Hansen	Mortimer	Stamas
Bishop	Hart	Murphy	Stewart
Bradstreet	Howell	Neumann	Switalski
Brown, B.	Jacobs	Newell	Tabor
Brown, C.	Jamnick	O’Neil	Thomas
Brown, R.	Jansen	Pappageorge	Toy
Callahan	Jelinek	Patterson	Van Woerkom
Cassis	Johnson, Rick	Pestka	Vander Roest
Caul	Johnson, Ruth	Phillips	Vander Veen
Daniels	Julian	Plakas	Vear
Dennis	Kilpatrick	Pumford	Voorhees
DeRossett	Koetje	Quarles	Waters
DeVuyst	Kolb	Rackowski	Whitmer
DeWeese	Kooiman	Richardville	Williams
Drolet	Kowall	Rison	Wojno
Ehardt	Kuipers	Rivet	Woodward

Faunce
Frank
George

LaSata
Lipsey
Lockwood

Rocca
Sanborn
Schauer

Woronchak
Zelenko

In The Chair: Julian

By unanimous consent the House returned to the order of
Second Reading of Bills

House Bill No. 4258, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2002; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

Was read a second time, and the question being on the adoption of the proposed substitute (H-1) previously recommended by the Committee on Appropriations,

The substitute (H-1) was adopted, a majority of the members serving voting therefor.

Rep. Raczkowski moved to amend the bill as follows:

1. Amend page 10, following line 2, by inserting:

“SEC. 217. FUNDS APPROPRIATED IN PART 1 SHALL NOT BE EXPENDED TO PURCHASE OR LEASE LUXURY VEHICLES FOR USE BY UNIVERSITY OFFICIALS OR TO HIRE CHAUFFEURS FOR UNIVERSITY OFFICIALS.”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

Rep. Woodward moved to amend the bill as follows:

1. Amend page 25, following line 21, by inserting:

“Sec. 435. Each institution of higher education shall conduct a study on the installation of automatic sprinkler and other fire safety systems in dormitories.”.

The question being on the adoption of the amendment offered by Rep. Woodward,

Rep. Adamini moved to amend the Woodward amendment as follows:

1. Amend the Woodward amendment, page 25, following line 21, section 435, after “dormitories” by inserting a comma and “and shall report to the Legislature on or before January 1, 2003 the existence or nonexistence of such systems and the estimated cost of installing automatic sprinkler systems where they do not exist”.

The motion prevailed and the amendment was adopted, a majority of the members serving voting therefor.

The question being on the adoption of the amendment offered by Rep. Woodward,

The amendment was adopted, a majority of the members serving voting therefor.

Rep. Bogardus entered the House Chambers.

Rep. Bishop moved to amend the bill as follows:

1. Amend page 1, line 7, by striking out all of line 7 through the balance of part 1 and inserting:

“HIGHER EDUCATION

Full-time equated classified positions	1.0	
GROSS APPROPRIATION.....	\$	1,993,829,610
Total interdepartmental grants and intradepartmental transfers	\$	0
ADJUSTED GROSS APPROPRIATION	\$	1,993,829,610
Appropriated from:		
Federal revenues:		
Total federal revenues		4,900,000
Special revenue funds:		
Total local revenues		0

Total private revenues	0
Total other state restricted revenues	158,977,600
State general fund/general purpose	\$ 1,829,952,010
Sec. 102. CENTRAL MICHIGAN UNIVERSITY	
Operations.....	\$ 94,740,620
GROSS APPROPRIATION.....	\$ 94,740,620
Appropriated from:	
State general fund/general purpose	\$ 94,740,620
Sec. 103. EASTERN MICHIGAN UNIVERSITY	
Operations.....	\$ 88,954,880
GROSS APPROPRIATION.....	\$ 88,954,880
Appropriated from:	
State general fund/general purpose	\$ 88,954,880
Sec. 104. FERRIS STATE UNIVERSITY	
Operations.....	\$ 56,355,240
GROSS APPROPRIATION.....	\$ 56,355,240
Appropriated from:	
State general fund/general purpose	\$ 56,355,240
Sec. 105. GRAND VALLEY STATE UNIVERSITY	
Operations.....	\$ 66,589,500
GROSS APPROPRIATION.....	\$ 66,589,500
Appropriated from:	
State general fund/general purpose	\$ 66,589,500
Sec. 106. LAKE SUPERIOR STATE UNIVERSITY	
Operations.....	\$ 14,483,130
GROSS APPROPRIATION.....	\$ 14,483,130
Appropriated from:	
State general fund/general purpose	\$ 14,483,130
Sec. 107. MICHIGAN STATE UNIVERSITY	
Operations.....	\$ 335,712,900
GROSS APPROPRIATION.....	\$ 335,712,900
Appropriated from:	
State general fund/general purpose	\$ 335,712,900
Sec. 108. MICHIGAN TECHNOLOGICAL UNIVERSITY	
Operations.....	\$ 56,075,040
GROSS APPROPRIATION.....	\$ 56,075,040
Appropriated from:	
State general fund/general purpose	\$ 56,075,040
Sec. 109. NORTHERN MICHIGAN UNIVERSITY	
Operations.....	\$ 52,799,550
GROSS APPROPRIATION.....	\$ 52,799,550
Appropriated from:	
State general fund/general purpose	\$ 52,799,550
Sec. 110. OAKLAND UNIVERSITY	
Operations.....	\$ 55,142,660
GROSS APPROPRIATION.....	\$ 55,142,660
Appropriated from:	
State general fund/general purpose	\$ 55,142,660
Sec. 111. SAGINAW VALLEY STATE UNIVERSITY	
Operations.....	\$ 28,953,010
GROSS APPROPRIATION.....	\$ 28,953,010
Appropriated from:	
State general fund/general purpose	\$ 28,953,010
Sec. 112. UNIVERSITY OF MICHIGAN-ANN ARBOR	
Operations.....	\$ 368,941,860
GROSS APPROPRIATION.....	\$ 368,941,860

Appropriated from:	
State general fund/general purpose	\$ 368,941,860
Sec. 113. UNIVERSITY OF MICHIGAN-DEARBORN	
Operations.....	\$ 28,406,460
GROSS APPROPRIATION.....	\$ 28,406,460
Appropriated from:	
State general fund/general purpose	\$ 28,406,460
Sec. 114. UNIVERSITY OF MICHIGAN-FLINT	
Operations.....	\$ 24,431,800
GROSS APPROPRIATION.....	\$ 24,431,800
Appropriated from:	
State general fund/general purpose	\$ 24,431,800
Sec. 115. WAYNE STATE UNIVERSITY	
Operations.....	\$ 257,469,460
GROSS APPROPRIATION.....	\$ 257,469,460
Appropriated from:	
State general fund/general purpose	\$ 257,469,460
Sec. 116. WESTERN MICHIGAN UNIVERSITY	
Operations.....	\$ 131,289,450
GROSS APPROPRIATION.....	\$ 131,289,450
Appropriated from:	
State general fund/general purpose	\$ 131,289,450
Sec. 117. STATE AND REGIONAL PROGRAMS	
Full-time equated classified positions1.0	
Agricultural experiment station.....	\$ 37,031,110
Cooperative extension service.....	31,940,475
Michigan molecular institute.....	238,095
Japan center for Michigan universities.....	425,415
Higher education database modernization and conversion—1.0 FTE position	275,000
Midwest higher education compact	82,500
GROSS APPROPRIATION.....	\$ 69,992,595
Appropriated from:	
State general fund/general purpose	\$ 69,992,595
Sec. 118. MARTIN LUTHER KING, JR. - CESAR CHAVEZ - ROSA PARKS PROGRAM	
Select student supportive services.....	\$ 2,184,790
Michigan college/university partnership program	655,435
Morris Hood, Jr. educator development program	165,950
GROSS APPROPRIATION.....	\$ 3,006,175
Appropriated from:	
State general fund/general purpose	\$ 3,006,175
Sec. 119. GRANTS AND FINANCIAL AID	
State competitive scholarships	\$ 36,527,205
Tuition grants.....	66,445,440
Michigan work-study program	8,057,595
Part-time independent student program.....	2,918,155
Grant for Michigan resident dental graduates	5,078,605
Grant for general degree graduates	6,352,310
Grant for allied health graduates.....	939,940
Michigan education opportunity grants	2,292,180
Robert C. Byrd honors scholarship program	1,600,000
Michigan merit award program	125,023,850
Tuition incentive program/high school completion	5,250,000
GROSS APPROPRIATION.....	\$ 260,485,280
Appropriated from:	
Federal revenues:	
Higher education act of 1965, title IV, 20 U.S.C.	3,300,000
Higher education act of 1965, title IV, part A	1,600,000

Special revenue funds:

Michigan merit award trust fund	158,977,600
State general fund/general purpose	\$ 96,607,680".

The question being on the adoption of the amendment offered by Rep. Bishop,

Rep. Bishop demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Bishop,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 68**Yeas—45**

Adamini	Garza	Lemmons	Rison
Anderson	Gielegthem	Lockwood	Rocca
Bishop	Godchaux	Mans	Scranton
Bogardus	Hale	McConico	Shackleton
Brown, B.	Hansen	Minore	Spade
Brown, R.	Hardman	Neumann	Stallworth
Callahan	Jacobs	Phillips	Thomas
Cassis	Jamnick	Pumford	Toy
Clark, I.	Kilpatrick	Rackowski	Wojno
Clarke, H.	Kolb	Reeves	Woodward
Daniels	Kowall	Richardville	Woronchak
Frank			

Nays—46

Allen	George	Kooiman	Sanborn
Bernero	Gilbert	Kuipers	Schauer
Birkholz	Gosselin	LaSata	Sheltrown
Bisbee	Hager	Lipsey	Shulman
Bradstreet	Hart	Mead	Stamas
Brown, C.	Howell	Meyer	Tabor
Caul	Jansen	Middaugh	Van Woerkom
DeRossett	Jelinek	Murphy	Vander Roest
DeVuyst	Johnson, Rick	Newell	Vander Veen
DeWeese	Johnson, Ruth	Pappageorge	Vear
Drolet	Julian	Patterson	Whitmer
Faunce	Koetje		

In The Chair: Julian

Rep. Frank moved to amend the bill as follows:

1. Amend page 23, line 17, after "A" by inserting "bipartisan".
 2. Amend page 23, line 17, after "senate" by inserting "appropriations".
 3. Amend page 23, line 23, after "The" by inserting "bipartisan".
 4. Amend page 23, line 24, after the second "the" by inserting "appropriations".
- The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Frank moved to amend the bill as follows:

1. Amend page 2, line 11, by striking out "158,977,600" and inserting "173,977,600".
2. Amend page 6, line 5, by striking out "36,527,205" and inserting "51,527,205".
3. Amend page 6, line 16, by striking out "260,485,280" and inserting "275,485,280".

4. Amend page 6, line 22, by striking out “158,977,600” and inserting “173,977,600” and adjusting the subtotals, totals, and section 201 accordingly.

The question being on the adoption of the amendments offered by Rep. Frank,

Rep. Frank demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Frank,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 69

Yeas—50

Adamini	Garza	McConico	Schauer
Anderson	Gielegghem	Minore	Sheltrown
Basham	Hale	Murphy	Spade
Bernero	Hansen	Neumann	Stallworth
Bogardus	Hardman	O’Neil	Switalski
Brown, B.	Jacobs	Pestka	Thomas
Brown, R.	Jamnick	Phillips	Waters
Callahan	Kilpatrick	Plakas	Whitmer
Clark, I.	Kolb	Quarles	Williams
Clarke, H.	Lemmons	Reeves	Wojno
Daniels	Lipse	Rison	Woodward
Dennis	Lockwood	Rivet	Zelenko
Frank	Mans		

Nays—56

Allen	George	Kowall	Sanborn
Birkholz	Gilbert	Kuipers	Scranton
Bisbee	Godchaux	LaSata	Shackleton
Bishop	Gosselin	Mead	Shulman
Bradstreet	Hager	Meyer	Stamas
Brown, C.	Hart	Middaugh	Stewart
Cassis	Howell	Mortimer	Tabor
Caul	Jansen	Newell	Toy
DeRossett	Jelinek	Pappageorge	Van Woerkom
DeVuyst	Johnson, Rick	Patterson	Vander Roest
DeWeese	Johnson, Ruth	Pumford	Vander Veen
Drolet	Julian	Rackowski	Vear
Ehardt	Koetje	Richardville	Voorhees
Faunce	Kooiman	Rocca	Woronchak

In The Chair: Julian

Rep. Pumford moved to amend the bill as follows:

1. Amend page 20, line 19, by striking out all of section 403.

The question being on the adoption of the amendment offered by Rep. Pumford,

Rep. Pumford demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Pumford,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 70**Yeas—17**

Bisbee	Jacobs	Minore	Rivet
Clarke, H.	Jamnick	Pappageorge	Scranton
DeVuyst	Kolb	Phillips	Stallworth
Godchaux	Lemmons	Pumford	Switalski
Hansen			

Nays—88

Adamini	Frank	Lipsey	Schauer
Allen	Garza	Lockwood	Shackleton
Anderson	George	Mans	Sheltrown
Basham	Gielegthem	McConico	Shulman
Bernero	Gilbert	Mead	Spade
Birkholz	Gosselin	Meyer	Stamas
Bishop	Hager	Middaugh	Stewart
Bradstreet	Hale	Mortimer	Tabor
Brown, B.	Hardman	Murphy	Thomas
Brown, C.	Hart	Neumann	Toy
Brown, R.	Howell	Newell	Van Woerkom
Callahan	Jansen	O'Neil	Vander Roest
Cassis	Jelinek	Patterson	Vander Veen
Caul	Johnson, Rick	Pestka	Vear
Clark, I.	Johnson, Ruth	Plakas	Voorhees
Daniels	Julian	Quarles	Waters
Dennis	Kilpatrick	Rackowski	Whitmer
DeRossett	Koetje	Reeves	Williams
DeWeese	Kooiman	Richardville	Wojno
Drolet	Kowall	Rison	Woodward
Ehardt	Kuipers	Rocca	Woronchak
Faunce	LaSata	Sanborn	Zelenko

In The Chair: Julian

Rep. Minore moved to amend the bill as follows:

1. Amend page 2, line 24, by striking out "55,810,240" and inserting "56,905,240".
2. Amend page 2, line 25, by striking out "55,810,240" and inserting "56,905,240".
3. Amend page 3, line 1, by striking out "55,810,240" and inserting "56,905,240".
4. Amend page 3, line 8, by striking out "14,343,130" and inserting "14,624,130".
5. Amend page 3, line 9, by striking out "14,343,130" and inserting "14,624,130".
6. Amend page 3, line 11, by striking out "14,343,130" and inserting "14,624,130".
7. Amend page 3, line 23, by striking out "52,284,550" and inserting "53,309,550".
8. Amend page 3, line 24, by striking out "52,284,550" and inserting "53,309,550".
9. Amend page 3, line 26, by striking out "52,284,550" and inserting "53,309,550".
10. Amend page 4, line 17, by striking out "28,146,460" and inserting "28,681,460".
11. Amend page 4, line 18, by striking out "28,146,460" and inserting "28,681,460".
12. Amend page 4, line 20, by striking out "28,146,460" and inserting "28,681,460".
13. Amend page 4, line 22, by striking out "24,193,800" and inserting "24,668,800".
14. Amend page 4, line 23, by striking out "24,193,800" and inserting "24,668,800".
15. Amend page 4, line 25, by striking out "24,193,800" and inserting "24,668,800" and adjusting the subtotals, totals, and section 201 accordingly.

The question being on the adoption of the amendments offered by Rep. Minore,
Rep. Minore demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Rep. Minore,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 71**Yeas—48**

Adamini	Garza	McConico	Shackleton
Anderson	Gielegthem	Minore	Sheltrown
Basham	Hale	Neumann	Spade
Bogardus	Hansen	O'Neil	Stallworth
Brown, B.	Hardman	Pestka	Switalski
Brown, R.	Jacobs	Phillips	Thomas
Callahan	Jamnick	Plakas	Waters
Clark, I.	Kilpatrick	Pumford	Williams
Clarke, H.	Kolb	Quarles	Wojno
Daniels	Lemmons	Reeves	Woodward
Dennis	Lockwood	Rison	Woronchak
Frank	Mans	Rivet	Zelenko

Nays—54

Allen	Faunce	Kowall	Richardville
Bernero	George	Kuipers	Rocca
Birkholz	Gilbert	LaSata	Sanborn
Bisbee	Gosselin	Lipsey	Scranton
Bishop	Hager	Mead	Shulman
Bradstreet	Hart	Meyer	Stamas
Brown, C.	Howell	Middaugh	Tabor
Cassis	Jansen	Mortimer	Van Woerkom
Caul	Jelinek	Murphy	Vander Roest
DeRossett	Johnson, Rick	Newell	Vander Veen
DeVuyst	Johnson, Ruth	Pappageorge	Vear
DeWeese	Julian	Patterson	Voorhees
Drolet	Koetje	Raczkowski	Whitmer
Ehardt	Kooiman		

In The Chair: Julian

Reps. Frank, Rich Brown and Schauer moved to amend the bill as follows:

1. Amend page 3, line 18, by striking out "55,530,040" and inserting "56,344,430".
2. Amend page 3, line 19, by striking out "55,530,040" and inserting "56,344,430".
3. Amend page 3, line 21, by striking out "55,530,040" and inserting "56,344,430".
4. Amend page 4, line 17, by striking out "28,146,460" and inserting "28,556,460".
5. Amend page 4, line 18, by striking out "28,146,460" and inserting "28,556,460".
6. Amend page 4, line 20, by striking out "28,146,460" and inserting "28,556,460".
7. Amend page 5, line 6, by striking out "132,529,450" and inserting "134,379,450".
8. Amend page 5, line 7, by striking out "132,529,450" and inserting "134,379,450".
9. Amend page 5, line 9, by striking out "132,529,450" and inserting "134,379,450" and adjusting the subtotals, totals, and section 201 accordingly.

The question being on the adoption of the amendments offered by Reps. Frank, Rich Brown and Schauer,

Rep. Frank demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendments offered by Reps. Frank, Rich Brown and Schauer,

The amendments were not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 72**Yeas—50**

Adamini	Gielegthem	McConico	Sheltrown
Anderson	Hale	Minore	Spade
Basham	Hansen	Neumann	Stallworth
Bogardus	Hardman	O'Neil	Switalski
Brown, B.	Jacobs	Pestka	Thomas
Brown, R.	Jamnick	Phillips	Toy
Callahan	Johnson, Ruth	Plakas	Waters
Clark, I.	Kilpatrick	Quarles	Williams
Clarke, H.	Kolb	Rison	Wojno
Daniels	Lemmons	Rivet	Woodward
Dennis	Lipsey	Schauer	Woronchak
Frank	Lockwood	Shackleton	Zelenko
Garza	Mans		

Nays—53

Allen	Faunce	Kooiman	Richardville
Bernero	George	Kowall	Rocca
Birkholz	Gilbert	Kuipers	Sanborn
Bisbee	Godchaux	LaSata	Scranton
Bishop	Gosselin	Mead	Shulman
Bradstreet	Hager	Meyer	Stamas
Brown, C.	Hart	Middaugh	Tabor
Cassis	Howell	Mortimer	Van Woerkom
Caul	Jansen	Murphy	Vander Roest
DeRossett	Jelinek	Pappageorge	Vander Veen
DeVuyst	Johnson, Rick	Patterson	Vear
DeWeese	Julian	Pumford	Voorhees
Drolet	Koetje	Rackowski	Whitmer
Ehardt			

In The Chair: Julian

Rep. Caul moved to amend the bill as follows:

1. Amend page 23, line 24, after the second “the” by inserting “house and senate”.
2. Amend page 33, line 18, after “of” by striking out the balance of the section and inserting “undergraduate students who receive need-based grants, merit-based scholarships and grants, loans, and work-study financial aid for the academic year 2000-2001.”.

The motion prevailed and the amendments were adopted, a majority of the members serving voting therefor.

Rep. Basham moved to amend the bill as follows:

1. Amend page 1, line 7, by striking out all of line 7 through the balance of part 1 and inserting:

“HIGHER EDUCATION

Full-time equated classified positions	1.0	
GROSS APPROPRIATION.....	\$	1,993,829,610
Total interdepartmental grants and intradepartmental transfers	\$	0
ADJUSTED GROSS APPROPRIATION	\$	1,993,829,610
Appropriated from:		
Federal revenues:		
Total federal revenues		4,900,000
Special revenue funds:		
Total local revenues		0

Total private revenues	0
Total other state restricted revenues	158,977,600
State general fund/general purpose	\$ 1,829,952,010
Sec. 102. CENTRAL MICHIGAN UNIVERSITY	
Operations.....	\$ 94,740,621
GROSS APPROPRIATION.....	\$ 94,740,621
Appropriated from:	
State general fund/general purpose	\$ 94,740,621
Sec. 103. EASTERN MICHIGAN UNIVERSITY	
Operations.....	\$ 88,954,879
GROSS APPROPRIATION.....	\$ 88,954,879
Appropriated from:	
State general fund/general purpose	\$ 88,954,879
Sec. 104. FERRIS STATE UNIVERSITY	
Operations.....	\$ 56,355,240
GROSS APPROPRIATION.....	\$ 56,355,240
Appropriated from:	
State general fund/general purpose	\$ 56,355,240
Sec. 105. GRAND VALLEY STATE UNIVERSITY	
Operations.....	\$ 66,589,500
GROSS APPROPRIATION.....	\$ 66,589,500
Appropriated from:	
State general fund/general purpose	\$ 66,589,500
Sec. 106. LAKE SUPERIOR STATE UNIVERSITY	
Operations.....	\$ 14,483,130
GROSS APPROPRIATION.....	\$ 14,483,130
Appropriated from:	
State general fund/general purpose	\$ 14,483,130
Sec. 107. MICHIGAN STATE UNIVERSITY	
Operations.....	\$ 335,712,900
GROSS APPROPRIATION.....	\$ 335,712,900
Appropriated from:	
State general fund/general purpose	\$ 335,712,900
Sec. 108. MICHIGAN TECHNOLOGICAL UNIVERSITY	
Operations.....	\$ 56,075,040
GROSS APPROPRIATION.....	\$ 56,075,040
Appropriated from:	
State general fund/general purpose	\$ 56,075,040
Sec. 109. NORTHERN MICHIGAN UNIVERSITY	
Operations.....	\$ 52,799,550
GROSS APPROPRIATION.....	\$ 52,799,550
Appropriated from:	
State general fund/general purpose	\$ 52,799,550
Sec. 110. OAKLAND UNIVERSITY	
Operations.....	\$ 55,142,660
GROSS APPROPRIATION.....	\$ 55,142,660
Appropriated from:	
State general fund/general purpose	\$ 55,142,660
Sec. 111. SAGINAW VALLEY STATE UNIVERSITY	
Operations.....	\$ 28,953,010
GROSS APPROPRIATION.....	\$ 28,953,010
Appropriated from:	
State general fund/general purpose	\$ 28,953,010
Sec. 112. UNIVERSITY OF MICHIGAN-ANN ARBOR	
Operations.....	\$ 368,941,860
GROSS APPROPRIATION.....	\$ 368,941,860

Appropriated from:	
State general fund/general purpose	\$ 368,941,860
Sec. 113. UNIVERSITY OF MICHIGAN-DEARBORN	
Operations.....	\$ 28,406,460
GROSS APPROPRIATION.....	\$ 28,406,460
Appropriated from:	
State general fund/general purpose	\$ 28,406,460
Sec. 114. UNIVERSITY OF MICHIGAN-FLINT	
Operations.....	\$ 24,431,800
GROSS APPROPRIATION.....	\$ 24,431,800
Appropriated from:	
State general fund/general purpose	\$ 24,431,800
Sec. 115. WAYNE STATE UNIVERSITY	
Operations.....	\$ 257,469,460
GROSS APPROPRIATION.....	\$ 257,469,460
Appropriated from:	
State general fund/general purpose	\$ 257,469,460
Sec. 116. WESTERN MICHIGAN UNIVERSITY	
Operations.....	\$ 131,289,450
GROSS APPROPRIATION.....	\$ 131,289,450
Appropriated from:	
State general fund/general purpose	\$ 131,289,450
Sec. 117. STATE AND REGIONAL PROGRAMS	
Full-time equated classified positions1.0	
Agricultural experiment station.....	\$ 37,031,110
Cooperative extension service.....	31,940,475
Michigan molecular institute.....	238,095
Japan center for Michigan universities.....	425,415
Higher education database modernization and conversion—1.0 FTE position	275,000
Midwest higher education compact	82,500
GROSS APPROPRIATION.....	\$ 69,992,595
Appropriated from:	
State general fund/general purpose	\$ 69,992,595
Sec. 118. MARTIN LUTHER KING, JR. - CESAR CHAVEZ - ROSA PARKS PROGRAM	
Select student supportive services.....	\$ 2,184,790
Michigan college/university partnership program	655,435
Morris Hood, Jr. educator development program	165,950
GROSS APPROPRIATION.....	\$ 3,006,175
Appropriated from:	
State general fund/general purpose	\$ 3,006,175
Sec. 119. GRANTS AND FINANCIAL AID	
State competitive scholarships	\$ 36,527,205
Tuition grants.....	66,445,440
Michigan work-study program	8,057,595
Part-time independent student program.....	2,918,155
Grant for Michigan resident dental graduates	5,078,605
Grant for general degree graduates	6,352,310
Grant for allied health graduates	939,940
Michigan education opportunity grants	2,292,180
Robert C. Byrd honors scholarship program	1,600,000
Michigan merit award program	125,023,850
Tuition incentive program/high school completion	5,250,000
GROSS APPROPRIATION.....	\$ 260,485,280
Appropriated from:	
Federal revenues:	
Higher education act of 1965, title IV, 20 U.S.C.	3,300,000
Higher education act of 1965, title IV, part A	1,600,000

Special revenue funds:

Michigan merit award trust fund	158,977,600
State general fund/general purpose	\$ 96,607,680".

The question being on the adoption of the amendment offered by Rep. Basham,

Rep. Basham demanded the yeas and nays.

The demand was supported.

The question being on the adoption of the amendment offered by Rep. Basham,

The amendment was not adopted, a majority of the members serving not voting therefor, by yeas and nays, as follows:

Roll Call No. 73**Yeas—53**

Adamini	Gielegthem	McConico	Rocca
Anderson	Godchaux	Minore	Scranton
Basham	Hale	Neumann	Spade
Bishop	Hansen	O'Neil	Stallworth
Bogardus	Hardman	Pestka	Switalski
Brown, B.	Jacobs	Phillips	Thomas
Brown, R.	Jamnick	Plakas	Toy
Callahan	Kilpatrick	Pumford	Waters
Cassis	Kolb	Quarles	Williams
Clark, I.	Kowall	Raczkowski	Wojno
Clarke, H.	Lemmons	Reeves	Woodward
Daniels	Lockwood	Richardville	Woronchak
Frank	Mans	Rison	Zelenko
Garza			

Nays—50

Allen	George	Kuipers	Sanborn
Bernero	Gilbert	LaSata	Schauer
Birkholz	Gosselin	Lipsey	Sheltrown
Bisbee	Hager	Mead	Shulman
Bradstreet	Hart	Meyer	Stamas
Brown, C.	Howell	Middaugh	Tabor
Caul	Jansen	Mortimer	Van Woerkom
Dennis	Jelinek	Murphy	Vander Roest
DeRossett	Johnson, Rick	Newell	Vander Veen
DeVuyst	Johnson, Ruth	Pappageorge	Vear
DeWeese	Julian	Patterson	Voorhees
Drolet	Koetje	Rivet	Whitmer
Faunce	Kooiman		

In The Chair: Julian

Rep. Caul moved that the bill be placed on the order of Third Reading of Bills.

The motion prevailed.

Rep. Middaugh moved that the bill be placed on its immediate passage.

The motion prevailed, a majority of the members serving voting therefor.

Rep. Richner entered the House Chambers.

By unanimous consent the House returned to the order of

Third Reading of Bills

House Bill No. 4258, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 2002; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

Was read a third time and passed, a majority of the members serving voting therefor, by yeas and nays, as follows:

Roll Call No. 74

Yeas—64

Allen	Hager	Meyer	Shackleton
Bernero	Hart	Middaugh	Sheltrown
Birkholz	Howell	Mortimer	Shulman
Bisbee	Jansen	Murphy	Spade
Bradstreet	Jelinek	Neumann	Stamas
Brown, B.	Johnson, Rick	Newell	Tabor
Brown, C.	Johnson, Ruth	Pappageorge	Toy
Caul	Julian	Patterson	Van Woerkom
Dennis	Koetje	Pestka	Vander Roest
DeRossett	Kooiman	Phillips	Vander Veen
DeVuyst	Kowall	Pumford	Vear
DeWeese	Kuipers	Richardville	Voorhees
Ehardt	LaSata	Rivet	Whitmer
Faunce	Lipsey	Rocca	Williams
George	Mans	Sanborn	Wojno
Gilbert	Mead	Schauer	Woronchak

Nays—42

Adamini	Drolet	Kilpatrick	Reeves
Anderson	Frank	Kolb	Richner
Basham	Garza	Lemmons	Rison
Bishop	Gielegghem	Lockwood	Scranton
Bogardus	Godchaux	McConico	Stallworth
Brown, R.	Gosselin	Minore	Switalski
Callahan	Hale	O'Neil	Thomas
Cassis	Hansen	Plakas	Waters
Clark, I.	Hardman	Quarles	Woodward
Clarke, H.	Jacobs	Raczkowski	Zelenko
Daniels	Jamnick		

In The Chair: Julian

The House agreed to the title of the bill.

Rep. Drolet, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I vote ‘no’ on this budget because it includes funding for the University of Michigan, which has spent hundreds of thousands of taxpayer dollars defending a policy which illegally discriminates against deserving students who have

been victimized in admissions by raced-based preferential treatment. I do not believe that we should subsidize discrimination on the basis of race in state college and university admissions. A federal judge has called UM's policy 'practically indistinguishable from a quota system'."

Reps. Plakas, Garza, Woodward, Bogardus, Basham, Callahan, Waters, Rich Brown, Jacobs, Reeves and Anderson, having reserved the right to explain their protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

I voted no on HB 4258 for a number of reasons. This bill was passed from appropriations subcommittee without appropriate oversight and without appropriate input. The bill was not made available to committee members until after the subcommittee meeting started, making it impossible to provide the kind of deliberative oversight that is necessary to insure our higher educational institutions are funded appropriately.

In these times of tighter revenues, this bill provides for an inequitable distribution of funding for our institutions of higher education. It is important to remember that we fund these institutions to ensure that our young people have an opportunity for the best education possible and that that education creates the best trained and educated workforce to help Michigan compete in the global economy. This bill provides for winners and losers."

Rep. Frank, having reserved the right to explain his protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

I voted no on HB 4258. This bill was passed from appropriations subcommittee without appropriate oversight and without appropriate input. The bill was not made available to committee members until after the subcommittee meeting started, making it impossible to provide the kind of deliberative oversight that is necessary to insure our higher educational institutions are funded appropriately.

In these times of tighter revenues, this bill provides for an inequitable distribution of funding for our institutions of higher education. It is important to remember that we fund these institutions to ensure that our young people have an opportunity for the best education possible and that that education creates the best trained and educated workforce to help Michigan compete in the global economy. This bill provides for winners and losers."

Rep. Lockwood, having reserved the right to explain her protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

Alternative funding proposals were offered on the House floor by Representatives Bishop and Basham. These proposals would have created a more equitable funding plan for nine of our universities. Unfortunately, the proposals were not adopted. Therefore, I cannot support passage of House Bill 4258."

Rep. Adamini, having reserved the right to explain his protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

I voted no on HB 4258 for a number of reasons. This bill was passed from appropriations subcommittee without appropriate oversight and without appropriate input. The bill was not made available to committee members until after the subcommittee meeting started, making it impossible to provide the kind of deliberative oversight that is necessary to insure our higher educational institutions are funded appropriately.

In these times of tighter revenues, this bill provides for an inequitable distribution of funding for our institutions of higher education. It is important to remember that we fund these institutions to ensure that our young people have an opportunity for the best education possible and that that education creates the best trained and educated workforce to help Michigan compete in the global economy. This bill provides for winners and losers.

While there are many things in the bill that I approve of, the process was so unfair as to render the final product unacceptable. We can, and should do better. We owe our children, grandchildren and the citizens of Michigan a better and more fair process of making these decisions."

Rep. Minore, having reserved the right to explain his protest against the passage of the bill, made the following statement:

"Mr. Speaker and members of the House:

Funding for higher education is one of the most important budget bills before the House. I voted no on this budget bill for several reasons:

- * The gross inequity between increases ranging from a low of 2% to a high of 13%
- * The flawed process which saw the bill move too rapidly through the House without adequate consideration either in subcommittee or the full appropriations committee
- * The retention of a tuition cap at 4% when several schools received only 2% increases

* The disparity between the need for expansion of educational opportunity and the inadequate overall funding for higher education

* The apparent ‘targeting’ of the three UM schools for miserly increases

* And finally, the apparent abdication of the House responsibility in sending to the Senate a bill so seriously flawed that virtually everyone believes it will be so altered upon Senate passage that it will be virtually unrecognizable.”

Rep. Gieleghem, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted No on this budget because it fails to meet the goal of keeping Michigan on target as a state that supports world class higher education. It fails to equitably fund all of our institutions of higher education and it was developed without the benefit of a deliberative process with input from all of the members serving on the Higher Education Sub Committee. This bill was more about picking winners and losers rather than lifting up all of our colleges and universities. Furthermore, this bill fails to recognize the challenges being faced by higher education institutions with higher energy costs, increasing health care costs and investments in new technology.”

Rep. Kolb, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

I voted no on HB 4258 because the bill was developed through a flawed process that denied input by members of the Higher Education Subcommittee members, and did not reflect the testimony of the Universities themselves. The resulting bill shows that the process was flawed. This bill gave six universities health increases (ranging from 7 to 12.72%), but left nine universities, their students and faculty behind, by giving them minor increases of 2%. An equitable solution does not give some universities increases that are three times the increase of their comparable institutions of higher learning. An equitable solution does not make 6 universities winners and 9 universities losers.

If we are to have a world class public university system we must make the appropriate investment in our institutes of higher education. All of the universities told us of their increasing costs due to raising energy costs, increasing health care costs, and the ongoing costs of technology. The House did not to it’s job today, to ensure that we make adequate investments in our public universities. If we are to have a world class economy and a world class state, we must have a world class system of higher education. If we had done our job today we would have lifted every university up, not just some. The students at the universities who were not granted equitable increases will be the ones to suffer any negative consequences of our actions. That is the real tragedy of the vote today. The students at nine of our public universities were the ones we hurt today through our failure to pass a truly equitable funding solution.”

Rep. Gosselin, having reserved the right to explain his protest against the passage of the bill, made the following statement:

“Mr. Speaker and members of the House:

Less than two weeks ago, we were warned by the Senate Fiscal Agency that general fund revenues could be down as much as \$541 million from the January estimate.

So are we tightening our belts and finally exercising fiscal restraint in this Higher Education budget? No. We’re playing games by shifting tobacco lawsuit money to avoid the discipline which a slowing economy demands. Michigan households and businesses have to prioritize spending, and we should do the same.

Also, the tobacco lawsuit money this budget uses to avoid fiscal discipline is not our money. It belongs to the taxpayers. Supposedly, the state sued the tobacco companies because taxpayers were getting stuck with smoker’s health care expenses. So if anyone deserves the proceeds from the lawsuit, it is the taxpayers. Let’s give it back to them, not use it for budget shenanigans.”

Rep. Patterson moved that House Committees be given leave to meet during the balance of today’s session.
The motion prevailed.

Rep. Patterson moved that when the House adjourns today it stand adjourned until Thursday, March 29, at 10:00 a.m.
The motion prevailed.

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members, Thursday, March 22:

Senate Bill Nos. 350 351 352 353

The Clerk announced that the following bills and joint resolution had been printed and placed upon the files of the members, Friday, March 23:

Senate Bill Nos. 354 355
Senate Joint Resolution P

The Clerk announced that the following bills had been printed and placed upon the files of the members, Wednesday, March 28:

House Bill Nos. 4520 4521 4522 4523 4524 4525 4526 4527 4528 4529 4530 4531 4532 4533
4534 4535 4536 4537

The Clerk announced that the following Senate bills had been received on Wednesday, March 28:

Senate Bill Nos. 105 116 230 232 233 234 235 236 237 238 239 283

By unanimous consent the House returned to the order of

Messages from the Senate**House Bill No. 4234, entitled**

A bill to amend 1993 PA 354, entitled "Railroad code of 1993," by amending section 315 (MCL 462.315).

The Senate has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The House agreed to the full title.

The bill was referred to the Clerk for enrollment printing and presentation to the Governor.

Senate Bill No. 105, entitled

A bill to amend 1984 PA 431, entitled "The management and budget act," (MCL 18.1101 to 18.1594) by adding section 353f.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Land Use and Environment.

Senate Bill No. 116, entitled

A bill to amend 1917 PA 273, entitled "An act to regulate and license pawnbrokers in cities and incorporated villages of this state, having a population of more than 3,000," by amending the title and sections 1, 2, 3, 5, 6, 8, and 19 (MCL 446.201, 446.202, 446.203, 446.205, 446.206, 446.208, and 446.219), section 5 as amended by 1998 PA 233.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Regulatory Reform.

Senate Bill No. 230, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 232, entitled

A bill to make appropriations for the department of career development and the Michigan strategic fund and certain other state purposes for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; and to provide for the disposition of fees and other income received by the state agencies.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 233, entitled

A bill to make appropriations for the department of consumer and industry services and certain other state purposes for the fiscal year ending September 30, 2002; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 234, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2002; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 2002; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 235, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 236, entitled

A bill to make appropriations for the judicial branch for the fiscal year ending September 30, 2002; to provide for the expenditure of these appropriations; to place certain restrictions on the expenditure of these appropriations; to prescribe the powers and duties of certain officials and employees; to require certain reports; and to provide for the disposition of fees and other income received by the judicial branch.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 237, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 2002; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 238, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2002; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 239, entitled

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 2002; to provide for the imposition of fees; to provide for reports; to create certain funds and programs; to prescribe requirements for certain railroad and bus facilities; to prescribe certain powers and duties of certain state departments and officials and local units of government; and to provide for the expenditure of the appropriations.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Bill No. 283, entitled

A bill to make, supplement, and adjust appropriations for capital outlay and certain state departments and agencies for the fiscal year ending September 30, 2001; to implement the appropriations within the budgetary process; to provide for the expenditure of appropriations; and to repeal acts and parts of acts.

The Senate has passed the bill.

The bill was read a first time by its title and referred to the Committee on Appropriations.

Senate Concurrent Resolution No. 7.

A concurrent resolution to change the scope of the School of Natural Resources S.T. Dana Building project at the University of Michigan.

Whereas, The University of Michigan School of Natural Resources S.T. Dana Building project was authorized in 1999 PA 265 with a total project cost of \$15,000,000; and

Whereas, The University of Michigan has estimated that the total cost to complete the School of Natural Resources S.T. Dana Building has increased to \$17,700,000; and

Whereas, The University of Michigan has agreed to fund the increase in the project cost of \$2,700,000 from University of Michigan internal sources; and

Whereas, Pursuant to section 246 of 1984 PA 431, as amended, being MCL § 18.1246, the authorized cost of projects shall only be established or revised by specific reference in a budget act, by concurrent resolution adopted by both houses of the legislature, or inferred by the total amount of any appropriations made to complete plans and construction; now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Michigan Legislature recognizes the need to increase the total authorized cost for the University of Michigan School of Natural Resources S.T. Dana Building project to an amount not to exceed \$17,700,000 (State Building Authority share \$11,249,900; State General Fund/General Purpose share \$100; and University of Michigan share \$6,450,000), and that the legislature intends to continue to appropriate funds for construction subject to the limitations herein stated, in amounts not to exceed the authorized cost, subject to the ordinary vicissitudes of the legislative process; and be it further

Resolved, That copies of this resolution be transmitted to the State Budget Director, the Director of the Department of Management and Budget, and the University of Michigan.

The Senate has adopted the concurrent resolution.

The concurrent resolution was referred to the Committee on Appropriations.

Rep. Schauer moved that the House adjourn.

The motion prevailed, the time being 4:15 p.m.

Associate Speaker Pro Tempore Julian declared the House adjourned until Thursday, March 29, at 10:00 a.m.

GARY L. RANDALL
Clerk of the House of Representatives.